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Counsel for Schimenti Construction Co., LLC

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF VIRGINIA
RICHMOND DIVISION**

IN RE:

CIRCUIT CITY STORES, INC., et al.,

DEBTORS.

CHAPTER 11 (Jointly Administered)

CASE NO. 08-35653 (KRH)

NOTICE OF MOTION FOR LEAVE TO APPEAL

PLEASE TAKE NOTICE THAT on May 14, 2010, Schimenti Construction Company, LLC ("Schimenti Construction"), by counsel, filed with the Court a Motion for Leave to Appeal (the "Motion").

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in these bankruptcy cases. (If you do not have an attorney, you may wish to consult one.) If you do not want the Court to approve the Motion, or if you want the Court to consider your views on the Motion, then you or your attorney must:

[x] File with the Court, either electronically or at the address shown below, a written response pursuant to Local Bankruptcy Rule 9013-1(H). If you mail your response to the Court for filing, you must mail it early enough so the Court will receive it on or before **May 28, 2010.**

Clerk of Court
United States Bankruptcy Court
701 East Broad Street, Suite
4000 Richmond, Virginia 23219

[x] You must also serve a copy of any written response on counsel for Schimenti Construction at:

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If you or your attorney do not take these steps, the Court may decide that you do not oppose the relief sought in the Motion and may enter an order granting the relief requested.

Dated: May 14, 2010
Richmond, Virginia

SCHIMENTI CONSTRUCTION CO., LLC

/s/ Ryan C. Day

Counsel

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CERTIFICATE OF SERVICE

I hereby certify that on this 14th day of May, 2010, the foregoing Notice of Motion for Leave to Appeal was filed with the Court via the Clerk's CM/ECF electronic filing system, which will send notification of such filing to the following parties:

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/s/ Ryan C. Day
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